

Message Text

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44

ACTION EB-07

INFO OCT-01 ARA-06 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOTE-00 INR-07 NSAE-00 FAA-00 PM-03 H-02 L-03 NSC-05

PA-01 PRS-01 SP-02 SS-15 USIA-06 /061 W

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R 041520Z JUN 75

FM AMEMBASSY LIMA

TO SECSTATE WASHDC 5387

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E.O. 11652: N/A

TAGS: EAIR, PE

SUBJECT: CIVAIR - DISPUTE WITH PERU - FOREIGN MINISTRY
NOTES

REF: LIMA 4361

1. EMBASSY RECEIVED TWO NOTES FROM FOREIGN MINISTRY ON JUNE 3, THE FIRST DATED MAY 29 AND THE SECOND MAY 30. THE FIRST NOTE REFERS TO EMBASSY'S NOTE OF MAY 27 (STATE 121309), POINTS OUT THAT CIVAIR RELATIONS BETWEEN TWO COUNTRIES SHOULD BE BASED ON "FAIR AND EQUAL OPPORTUNITY", STATES THAT THE PART 213 RESTRICTION CONSTITUTES A DENIAL TO AEROPERU OF SUCH OPPORTUNITY, NOTIFIES THE EMBASSY OF COUNTERRESTRICTIONS TO BE IMPOSED ON BRANIFF, AND REITERATES GOP'S WILLINGNESS TO RESUME NEGOTIATIONS.

2. THE SECOND NOTE IS A RESPONSE TO THE EMBASSY'S NOTE OF MAY 27 WHICH TOOK ISSUE WITH THE MINISTRY'S NOTE OF MAY 26 (REFTEL). IN ESSENCE, NOTE DENIES THAT AEROPERU/GOP POSITION HAS BEEN INFLEXIBLE AND AGAIN REFERS TO MEETING BETWEEN EMBASSY OFFICERS AND FOREIGN MINISTRY OFFICIALS ON MARCH 14 DURING WHICH FORMER COMMENTED THAT INFORMAL SUGGESTION OF 24-FLIGHT FORMULA REPRESENTED "SUBSTANTIAL PROGRESS" AND SUGGESTED THAT PRO-

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POSAL BE MADE IN WRITING. NOTE GOES ON TO ARGUE THAT

BRANIFF HAS BEEN INFLEXIBLE AND STATES THAT BRANIFF POSITION ON STOPOVER TRAFFIC IS AN ADDITIONAL AND IRRELEVANT ELEMENT THAT "MAY CONSTITUTE A NEW OBSTACLE IN THE OFFICIAL NEGOTIATIONS THAT ARE GOING TO BE RESUMED". NOTE FURTHER STATES THAT IT IS INACCURATE TO REGARD AEROPERU'S 24-FLIGHT PROPOSAL AS IDENTICAL WITH THE OPERATING PERMIT GRANTED BRANIFF ON OCTOBER 31, 1974 (THE INFERENCE BEING THAT AEROPERU'S PROPOSAL CONSTITUTES A NEW OFFER). THE NOTE CONCLUDES: "THE MINISTRY OF FOREIGN RELATIONS BELIEVES IT CONVENIENT TO DETAIL THESE FACTS WITH THE END THAT THE GOVERNMENT OF THE UNITED STATES OF AMERICA MAY HAVE A MORE INTEGRAL VIEW OF THE COURSE OF THESE NEGOTIATIONS, WHICH WILL DOUBTLESS PERMIT A BETTER UNDERSTANDING IN THE FORTHCOMING CONSULTATIONS."

3. COMMENT: COPIES OF NOTES BEING POUCHED. EMBASSY DOES NOT PLAN TO REPLY TO EITHER.
DEAN

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Message Attributes

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